

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.7041 OF 2007

The State of Maharashtra & Ors. ... Petitioners
V/s.

Ravindra Balkrisna Kawle ... Respondent

Mr.D.A. Patil, AGP, for Petitioners

CORAM: SMT.NISHITA MHATRE, J.

DATED: SEPTEMBER 24, 2007

P.C.:

. The petition challenges the order passed by the Industrial Court, Mumbai on 6.1.2006. The petitioners had reduced the payscale which they were paying to the respondent workman without following the proper procedure. The Industrial Court has found that the contention raised by the petitioners that the respondent workman was not entitled to the grade Rs.4500-7000 but was to be fitted in Rs.4000-6000 could not be accepted. The Industrial Court has rightly concluded that unless the proper procedure for withdrawing the payscale granted to the workman was followed, his pay could not be reduced. Besides this, the Industrial Court has found as a matter of fact that juniors to the respondent workman were being paid the same payscale i.e. Rs.4000-6000 and has therefore allowed the complaint. In my view, there are no infirmities in the order of the Industrial Court requiring any interference by the Writ Court.

2. Petition is therefore rejected.